

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

***Response Under 37 C.F.R. § 1.116 Expedited Procedure***

**In re application of:** Federspiel *et al.*

**Application No.** 10/697,787

**Filed:** October 29, 2003

**Confirmation No.** 1171

**For:** GENERATION OF PLANTS WITH  
IMPROVED PATHOGEN RESISTANCE  
AND DROUGHT TOLERANCE

**FILED VIA EFS**

**Examiner:** Medina Ahmed Ibrahim

**Art Unit:** 1638

**Attorney Reference No.** 6616-72707-02

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UNITED STATES PATENT AND TRADEMARK OFFICE

**AMENDMENT & RESPONSE AFTER FINAL ACTION**

This is filed supplemental to the Amendment and Response filed March 20, 2008, and responds to the final Office action dated December 28, 2007, and the Advisory Action dated April 21, 2008. A response was originally due by March 28, 2008; Applicants hereby petition for a three-month extension of time and pay the requisite fee. A response is timely if filed no later than **June 28, 2008**. Applicants also submit herewith the necessary fee under §1.20, for submitting a Terminal Disclaimer. The Director is hereby authorized to charge any additional fees that may be required, or credit any overpayment, to Deposit Account No. 02-4550.

Amendments to the claims are shown in the **Listing of Claims**, which begins on page 2.

Applicants' **Remarks** begin on page 5.

A **Terminal Disclaimer** (2 pages; executed) is submitted herewith.